

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



22141 U.S.P.T.O.
10/712067
111303

Sir:

This is a request for filing a

___ Continuation application XX Divisional application

under 37 CFR 1.53(b), of pending prior application Serial No. 10/410,937

filed on: April 9, 200 for Applicant: Kar-Roy, et al.

entitled: "High Density Composite MIM Capacitor With Reduced Voltage
Dependence In Semiconductor Dies"

XX 1. The filing fee is calculated below:

Claims	For	Number Filed	Number Extra	Rate	Calculations
	Total Claims	9 - 20 =	0	x \$18 =	\$ 0
	Indep. Claims	1 - 3 =	0	x \$86 =	\$ 0
	Multiple Dependent Claims			+ \$290	
				Basic Fee	+ \$770.00
				Total of Above =	\$770.00
	Reduction by 50% for filing by small entity				
	TOTAL =				\$770.00

XX 2. Enclosed is a payment in the amount of \$ 770.00 by credit card (Form PTO-2038 attached).

___ 3. Check No. ___ in the amount of \$ ___ is enclosed as a petition fee for a three month extension of time pursuant to Rule 1.17.

XX 4. Please cancel in this application original claims 1-13 of the prior application before calculating the filing fee.

XX 5. Please amend the Specification by inserting after the title, the sentence: --This is a divisional of application Serial No. 10/410,937 filed April 9, 2003.--

 6. A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 was filed in the pending prior application and such status is still proper and desired.

XX 7. The prior application is assigned of record to: Newport Fab, LLC dba Jazz Semiconductors.

XX 8. The Power of Attorney in the prior application is to:

Michael Farjami, Esq.
FARJAMI & FARJAMI LLP
16148 Sand Canyon
Irvine, California 92618
(949) 784-4600

XX (a) The Power appears in the original papers of the prior application.

 (b) Since the Power does not appear in the original papers, a copy of the Power in the prior application is enclosed.

XX (c) Recognize as associate attorney and address all future communications to:

Michael Farjami, Esq.
FARJAMI & FARJAMI LLP
16148 Sand Canyon
Irvine, California 92618
(949) 784-4600

XX 9. A preliminary amendment is enclosed.

XX 10. It is hereby requested that any request for a convention priority made in the prior application be transferred to this Rule 1.53(b) application.

 11. Applicant hereby petitions for an extension of time pursuant to Rule 1.136, if one is needed, for the above-noted prior application. A duplicate copy of this sheet is enclosed for filing in the proper application file.

XX 12. Enclosed is a copy of the latest inventor-signed application, including a copy of the oath or declaration as originally filed. I hereby verify that the papers are a true copy of the latest signed application Serial No. 10/410,937, as filed on April 9, 2003. No

amendments referred to in the oath or declaration filed to complete the latest signed application, or the continuation thereof, introduced new matter therein.

XX 13. This divisional application is classified in Class 438, Subclass 396. The parent application Serial No. 10/410,937 is in Class 257, Subclass 532 in Art Unit 2822.

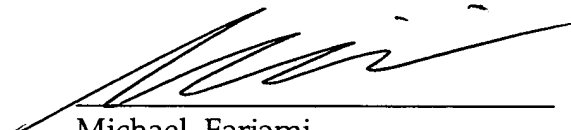
XX 14. The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication, or credit any overpayment, to Deposit Account Number 50-0731. A duplicate of this authorization is enclosed.

XX 15. Request for Non-Publication (Form PTO/SB/35 (11-00)) is enclosed.

The undersigned declares further, that all statements made herein of his own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,
FARJAMI & FARJAMI LLP

Date: 11/13/03



Michael Farjami
Reg. No. 38,135

Michael Farjami, Esq.
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16148 Sand Canyon
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(949) 784-4600


____ Inventor(s)
____ Assignee of Complete Interest
XX Attorney of Record in prior application.

"EXPRESS MAIL" mailing label number

EV346915706US

Date of Deposit 11/13/03

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.



(Signature)

Lori Llave

(Typed or Printed Name of Person Mailing Paper or Fee)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor		Arjun Kar-Roy
	Title	Method for Fabricating a High Density Composite MIM Capacitor with Reduced Voltage Dependence in Semiconductor Dies	
	Attorney Docket Number		0150114D

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

11/13/03
Date


Signature

(949) 784-4600
Telephone number

Michael Farjami, Esq.
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.